REQUEST FORM AND FORMALITIES PRELIMINARY AMENDMENT FOR FILING A PATENT APPLICATION UNDER 37 C.F.R. 1.53(b)

Submit an original and a duplicate for fee processing

THIS APPLICATION:		PRIOR APPI	JICATION:	TOTAL N
DOCKET NUMBER	FILING DATE	EXAMINER	ART UNIT	OF PAGE
P64057US1	February 8, 2002	G. Ewoldt	1644	89

Address to:

Commissioner of Patents Box Patent Application Washington, D.C. 20231

This is a reque	est for filing a [] cor	ntinuation or [X] division	onal application	under 37 C.F.R. 1.53(1	b) of prior
application Se	erial No. 09/424,246 f	iled on February 29, 20	00, entitled PRO		
OF IMMUNO	GLOBULIN A IN M	ILK by the following in	nventor(s).		
1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1			()		
٠,]	Family Name	First Given Name	Second Giver	n Name	
Füll Name					
of Inventor	HODGKINSON	Alison	Joy		
¥	S	State or Cour	ntry of		
	City	Foreign Country	Citizenship		
Residence &					
Citizenship	Hamilton	New Zealand	New Zealand		
22 4 22 4 23 23				Post Office	
hard hard				State & Zip	Code/
	Address	City	Country		
Post Office					
Address	1076 River Road,	Hamilton	New Zealand		
3					
	Family Name	First Given Name	Second Given	Name	
Full Name					
of Inventor	HODGKINSON	Steven	Charles		
		tate or Cour	itry of		
	City	Foreign Country	Citizenship		
Residence &					
Citizenship	Hamilton	New Zealand	New Zealand		
				Post Office	
				State & Zip Code/	
	Address	City	Country		
Post Office					
Address	1076 River Road,		New Zealand		
[] additional s	heet(s) with inventors	s information attached			

1. [X] A Preliminary Amendment is enclosed.

2. [X] Cancel claim(s) 1-46 for purposes of lessening filing fees.

The filing fee is calculated on the basis of the claims existing in the prior application as amended by 1 and/or 2 above.

			<u>CLAIMS</u>		
Basic Fee			\$370	\$740.00	
Total Claims	34	- 20 = 14	x 9 = \$	x 18 = \$252.00	
Ind. Claims	2	- 3 = 0	x 42 = \$	x 84 = \$	
[] Multiple Depend	dent		$\frac{+140 = \$}{\text{Total } \$}$	+280 = \$ Total \$992.00	

- [X] The Commissioner is hereby authorized to charge fees under 37 C.F.R. 1.16 and 1.17 which may be required or credit any overpayment to Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.
- [] This application is filed under Rule 53(f) and therefore the [] Filing Fee [] Declaration is not enclosed. All authorization to charge Deposit Account No. 06-1358 for 35 C.F.R. 1.16 fees previously made is revoked.
- [X] A check in the amount of \$992.00 is enclosed.
- [X] Amend the specification by inserting before the first line the sentence:

This is a <u>Divisional</u> of application Serial No. <u>09/424,246</u> filed <u>February 29, 2000</u>.

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- 7. [] A verified statement claiming small entity status under 37 CFR 1.9 and 1.27:
 - a) [] was claimed by way of a declaration filed in prior application Serial No. ______.
 - b) [] is claimed by way of the attached declaration.
- 8. [X] Priority of application Serial No. 314959, filed on May 29, 1997 in New Zealand is claimed under 35 U.S.C. 119.
 - a) [X] Certified copy is on file in prior application, Serial No. 09/424,246.
 - b) [] Certified copy filed herewith.
- 9. [X] The prior application is assigned of record to <u>AGRESEARCH LIMITED</u>. (Copy Enclosed)

10.	[X]	The Power of Attorney in the prior application is to at least one of the following:
		John Clarke Holman, 22,769; Harvey B. Jacobson, Jr., 20,851; Marvin R. Stern, 20,640; Allen S. Melser, 27,215; Michael R. Slobasky, 26,421; Jonathan L. Scherer, 29,851; Irwin M. Aisenberg, 19,007; William E. Player, 31,409; Yoon S. Ham, 45,307; and Nathaniel A. Humphries, 22,772.
	a) [X]	The power appears in the original papers of the prior application. (Copy Enclosed)
	b)[]	Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
11.	[X]	Petition to extend the life of the above prior application to at least the date hereof
the free feet that the second many	NOTE	(One box) [] is being concurrently filed in :(must be) that prior application. (X'd) [] was previously filed in that application. [X] is not necessary. The Extension of Time is necessary and the Petition and/or the check is not enclosed, this will act as the extension of the petitions the Commissioner to extend the time for response and charge any
the Pe	tition an	or Extension of Time is necessary and the Petition and/or the check is not enclosed, this will act as and applicant herewith petitions the Commissioner to extend the time for response and charge any under 37 CFR 1.17 (a)(1)-(5) to Deposit Account No. 06-1358.
152	[X]	New formal drawings are enclosed.
	[X]	Enclosed is a copy of the Information Disclosure Statement (IDS) and PTO 1449 which was filed in Serial No. <u>09/424,246</u> , filed <u>February 29, 2000</u> which is relied on for an earlier filing date under 35 U.S.C. 120.
	a) [More than one IDS was filed in the above Serial No. and copies of each IDS, less the documents, are enclosed.
14.	[]	Enclosed is a copy of the PTO 892 which issued in Serial No, filed which is relied on for an earlier filing date under 35 U.S.C. 120.
	a) [X]	More than one PTO 892 issued in the above Serial No. <u>09/424,246</u> and copies of each PTO 892 less the documents, are enclosed.
15.	[]	Also enclosed is:

Address all future correspondence to:

Customer No. 00136 or JACOBSON HOLMAN PLLC 400 Seventh Street, N.W. Washington, D.C. 20004-2201 Telephone 202/638-6666

Enclosed is a copy of the prior application including the Declaration as originally filed, application, namely Serial No. 09/424,246, filed on February 29, 2000. The entire disclosure of the prior application is hereby incorporated by

reference.

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Respectfully submitted,

By_

John (). Holman

Reg. No. 22,769

JACOBSON HOLMAN PLLC

400 Seventh Street, N.W.

Washington, D.C. 20004

(202) 638-6666

Signed this 8th day of February, 2002

[X] Attorney or Agent of record

[X] Filed under 37 CFR 1.34(a)

JCH:SKS:VJB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In Re Application of: Alison J. HODGKINSON et al

Serial No.: 09/424,246

Examiner: G. Ewoldt

Filed: February 29, 2000

Group Art Unit: 1644

For: PROCESSES FOR PRODUCTION OF IMMUNOGLOBULIN IN A MILK

LETTER OF TRANSMITTAL OF FORMAL DRAWINGS

Assistant Commissioner of Patents Washington, D.C. 20231

Sir:

Kindly place the attached formal drawings in the above-captioned application. It is requested that any minor changes which are deemed necessary by the Patent and Trademark Office be called to Applicant(s) attention.

Respectfully submitted,

JACOBSON, PRICE, HOLMAN & STERN, PLLC

By: _____

John C. Holman Registration No. 22,769 400 Seventh Street, N.W. Washington, D.C. 20004

(202) 638-6666

I.D.: JCH/dls Folio: P64057US0 Date: March 5, 2001

Enclosures: Formal Drawings